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## ***Public Utilities Commission of the State of California***

*Steve Larson, Executive Director*

### Headquarters

505 Van Ness Avenue  
San Francisco, CA 94102  
(415) 703-2782

### Southern California Office

320 West 4<sup>th</sup> Street, Suite 500  
Los Angeles, CA 90013  
(213) 576-7000

Website: <http://www.cpuc.ca.gov>

Online Calendar Archive: [http://www.cpuc.ca.gov/daily\\_calendar\\_archive/](http://www.cpuc.ca.gov/daily_calendar_archive/)

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### **Daily Calendar Wednesday, December 1, 2004**

- Commission Meetings
- Notices
- Subscription Information (Daily Calendar and Agenda)
- Commissioner Office Hours
- Public Meetings and Workshops
- Notice of Draft Resolutions (PU Code § 311(g))
- New Filings
- Petitions for Modification and Applications for Rehearing
- Draft Decisions/Proposed Decisions/Alternates/Presiding Officer's Decisions/ Arbitrator's Reports
- Advice Letter Filings
- Miscellaneous Transportation Items
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- Adjournments/Resettings/Hearings Concluded
- Removals from Calendar
- New Settings
- Law and Motion Hearings
- Final Oral Argument
- Hearings
- Notice of Denial of Request for Ex Parte Meeting
- Notice of All-Party Meetings (PU Code §1701.3(c))
- Notice of Ex Parte Communications



**The Commission's policy is to schedule hearings (meetings, workshops, etc.) in locations that are accessible to people with disabilities.**

The CPUC encourages all Californians to participate in its meetings, hearings, workshops, and proceedings. We try to hold our public meetings only in places that are wheelchair accessible and which can accommodate specialized equipment and other services useful to people with disabilities. Please see the notice of the meeting you wish to attend for more specifics.

If you plan to attend and need specialized accommodations for a particular meeting that are not listed in the notice, request them from the Public Advisor's Office at least three business days in advance of the meeting. Contact the Public Advisor's Office by any one of the following:

Email: [public.advisor@cpuc.ca.gov](mailto:public.advisor@cpuc.ca.gov)  
toll-free: 1-866-849-8390  
Voice: 415-703-2074

FAX: 415-355-5404 (Attn.: Public Advisor)  
TTY: 1-866-836-7825 (toll-free)  
1-415-703-5282

**REGULAR COMMISSION BUSINESS MEETINGS**

December 2, 2004	9:30 am	San Francisco
December 16, 2004	9:30 am	San Francisco
January 13, 2005	9:30 am	San Francisco

**COMMISSION RATESETTING DELIBERATIVE MEETINGS  
(Not Open to the Public)**

*Ratesetting Deliberative Meeting dates are reserved as noted but will only be held if there are ratesetting matters to be considered.*

December 13, 2004	1:30 pm	San Francisco
January 10, 2005	1:30 pm	San Francisco
January 24, 2005	1:30 pm	San Francisco

**OTHER COMMISSION MEETINGS****Joint Energy Action Plan(EAP) Meeting**

December 7, 2004 1 pm - 4:30 pm	California Public Utilities Commission 505 Van Ness Avenue, Auditorium (Corner of Van Ness Avenue and McAllister Street) San Francisco
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The Public Utilities Commission, Energy Commission and representatives from other state agencies will jointly participate in a discussion on implementing the Energy Action Plan. Particular focus will be given on achievement of each of the EAP goals. No decisions will be made at this public meeting.

Any person who wishes to address the members may do so by signing up at the start of the meeting with the Public Advisors. Public comment will be limited given the time constraints of the members; individual speakers should expect to have no more than 3 minutes.

For further information about making public comments at this meeting, please contact the Energy Commission Public Advisor at (916) 654-4489 or (800) 822-6288 or the Public Utilities Commission Public Advisor at (415) 703-2074.

Presentation documents, if any, will be available on the Agencies' websites by December 7<sup>th</sup>, 2004.

There will be a simultaneous audio cast of this meeting. Information on the Internet audio webcast can be found at **[www.cpuc.ca.gov](http://www.cpuc.ca.gov)**.

This location is accessible to people with disabilities. If specialized accommodations for the disabled are needed, e.g., sign language interpreters, please call the Commission's Public Advisor at (415) 703-2074 three business days in advance of the meeting.

**NOTICES****Central Files Revised Office Hours**

Starting May 24, 2004, the Central Files Office will be open for business from 8 a.m. to 12 noon only.

**Delivery of Formal Pleadings for Filing**

Unless otherwise directed, all courier-delivered documents submitted for filing as part of the formal record in a proceeding should be hand-carried directly to the Commission's Docket Office, Room 2001, 505 Van Ness Avenue in San Francisco; Suite 500, 320 West 4<sup>th</sup> Street in Los Angeles; or Room 4006, 1350 Front Street in San Diego. All documents sent through the mail for formal filing should be addressed ONLY to the Commission's Docket Office, Room 2001, 505 Van Ness Avenue, San Francisco, CA 94102.

**Charge for Commission Documents**

To purchase Commission documents, there is a charge of 20 cents a printed page (postage prepaid) with a minimum purchase of \$2.00.

**Commission Resources Available for Rental**

The auditorium, hearing rooms and training room at the headquarters of the California Public Utilities Commission, located at 505 Van Ness Avenue, San Francisco, are available for rent. Further information about requirements and fees can be obtained by contacting Colette Kondo at (415) 703-1401.

**SUBSCRIPTION INFORMATION**

**Subscription to Daily Calendar, Commission Meeting Agenda, and Draft Agenda Items**

For information contact: California Public Utilities Commission  
Attention: Poly Arca  
505 Van Ness Avenue, Room 1003  
San Francisco, CA 94102  
Phone: (415) 703-1798  
Email: pol@cpuc.ca.gov

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**COMMISSIONER OFFICE HOURS**

NONE

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**PUBLIC MEETING & WORKSHOPS**

**Workshop Notice – R.04-04-003(Resource Adequacy – Phase 2)**

<i>December 3, 2004 10:00 am</i>	<i>California Public Utilities Commission 505 Van Ness Avenue, Commission Courtroom (Corner of Van Ness Avenue and McAllister Street San Francisco</i>
<i>December 15, 2004 10:00 am</i>	
<i>January 12, 2005 10:00 am</i>	
<i>January 13, 2005 10:00 am</i>	
<i>January 18, 2005 10:00 am</i>	
<i>January 19, 2005 10:00 am</i>	
<i>January 25, 2005 10:00 am</i>	
<i>January 26, 2005 10:00 am</i>	

Order Instituting Rulemaking to Promote Policy and Program Coordination and Integration in Electric Utility Resource Planning.

The workshop in the above-entitled matter will be held before Administrative Law Judge Mark S. Wetzell or advisory staff.

**Workshop Notice – R.04-04-003(Resource Adequacy – Phase 2)**

December 6, 2004 10:00 am	Folsom Community Center 52 Natoma Street, Activities Room <b>Folsom</b>
December 7, 2004 10:00 am	
December 8, 2004 10:00 am	

Order Instituting Rulemaking to Promote Policy and Program Coordination and Integration in Electric Utility Resource Planning.

The workshop in the above-entitled matter will be held before Administrative Law Judge Mark S. Wetzell or advisory staff.

**Public Workshop on the Standardization of the CARE and LIEE Programs for the SMJU's**

December 7, 2004 10 am – 3 pm	California Public Utilities Commission 505 Van Ness Avenue, Conference Room 5100 (Corner of Van Ness and Golden Gate) <b>San Francisco</b>
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The purpose of this public workshop is to discuss the standardization of the California Alternate Rates for Energy (CARE) and Low Income Energy Efficiency (LIEE) programs for the Small and Multi-Jurisdictional Utilities (SMJU).

A Notice Letter with more information about this meeting will be served on the service list in rulemaking R04-01-006 and will be posted on the Commission's and the LIOB's websites.

**Teleconference Information:** Conference call capabilities will be provided by calling (866) 675-0748, followed by pass code 554377#. This location is wheelchair accessible and is open to the public. Questions regarding the workshop should be addressed to Zaida Amaya at (916) 324-8684 (zca@cpuc.ca.gov).

We ask any participants who wish to use this teleconference service to refrain from any additional sounds, such as, music on hold, background noises, as it interferes with the meeting. If necessary, please use the mute function on your phone or disconnect from the call and reconvene at a more convenient time.

**Public Meeting Notice – Deaf and Disabled Telecommunications Program**

Telecommunications Access for the Deaf and Disabled Administrative Committee December 7, 2004 10 am - 4 pm	DDTP Office 505 14 <sup>th</sup> Street, Suite 400 <b>Oakland</b>
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The Telecommunications Access for the Deaf and Disabled Administrative Committee will hold a meeting to address the following:

**PUBLIC MEETING AGENDA**

I. Welcome and Introduction of Members, II. Minutes of the November 2, 2004 TADDAC Meeting , III. Approval of Agenda IV. Administrative Business A. Public Input, B. Report from the Chair, C. Report from CPUC Staff, D. Report from CCAF Staff, V. Unfinished Business , A. Report from the CRS II Working Group, B. Standards and Assessment Guidelines for Committees, C. Review of FY 04-05 Financial Reports, D. Discussion of CapTel Trial and Equipment Distribution, E. Discussion of CPUC's Report Entitled "DDTP Options for Acquiring Equipment and Services" and Related Contract Extension VI. New Business A. Recommendations from CRSAC, B. Recommendations from EPAC C. Report on the Start-up of CRS II, D. Discussion of Nomination and Interview Process for new DDTP Committee Members, E. Discussion of Other State Agencies to Administer the DDTP, F. Discussion of Recommendations in the California Performance,G. Review Report Review of Voucher Trial Report.

For additional information, please call Jane Elin, DDTP Committee Coordinator, at (510) 302-1100 VOICE, (510) 302-1118 TTY, or e-mail her at jelin@ddtp.org. If you plan to attend the meeting and need sign language interpreters or other special communication accommodations, please call the DDTP office at least 5 days prior to the meeting.

**Environmental Notice:** People with environmental illness or multiple chemical sensitivities must reduce their exposure in order to attend this meeting. Please refrain from wearing perfumes or scents to DDTP meetings.

**Public Meeting Notice – Deaf and Disabled Telecommunications Program (REVISED –11/30/04)**

*Deaf and Disabled Telecommunications Program  
CRS 2 Workgroup  
December 8, 2004  
1 pm – 4 pm (NEW TIME)*

*DDTP Office  
505 14<sup>th</sup> Street, Suite 400  
Oakland*

The Deaf and Disabled Telecommunications Program will hold a meeting of the CRS 2 Workgroup – Mtg #9. The purpose of the Committee is to discuss and provide recommendations on certain aspects of the new California Relay Service.

I. Welcome and Introduction of Members.,II. Review and approve the Minutes of the November 3, 2004, CRS-II Workgroup Meeting.,III. Review and approve agenda., IV. Action items from previous meeting.,V. Comments/report from the CPUC – CRS II and CapTel updates., VI. CRS-II implementation/progress report, including Acceptance Testing., VII Website update., VIII. CRS-II marketing progress report., IX. CRS-II outreach report and Deaf Expo review., NOTE: Public Input to the Committee, including CRS providers in attendance, X. CRS-II reporting requirements, format, and procedures, XI. Schedule and agenda for next two CRS-II Workgroup meetings., XIII. Adjournment.

**Meeting Information:** For more information, please contact Jane Elin, DDTP Committee Coordinator at (510) 302-1100 x110 voice or (510) 302-1118 TTY.

**Environmental Notice:** People with environmental illness or multiple chemical sensitivities must reduce their exposure in order to attend this meeting. Please refrain from wearing perfumes or scents to DDTP meetings.

**Workshop Notice (Revised as of 11/10/04) – (CANCELLED BY ASSIGNED COMR'S RULING OF 11/16/04)**

*December 8, 2004  
10 am - 4 pm*

*December 9, 2004  
9 am – 4 pm*

*California Public Utilities Commission  
505 Van Ness Avenue, Auditorium  
(Corner of Van Ness and Golden Gate)  
San Francisco*

Decision 04-09-022 states that the CPUC should coordinate with the California Energy Commission to examine gas quality issues in a technical workshop. This workshop will address the natural gas quality specification issues that were raised in Order Instituting Rulemaking (R.) 04-01-025, and certain issues presented in the California Energy Commission's 2003 Integrated Energy Policy Report, docket number 04-IEP-1. This workshop is to be conducted jointly under the auspices of California Public Utilities Commission and California Energy Commission, with the collaboration of Air Resources Board and California Department of Conservation - Division of Oil, Gas, and Geothermal Resources.

Audio from this workshop will be broadcast over the Internet and comments and presentations will be posted on both CPUC's and CEC's web sites: [www.cpuc.ca.gov](http://www.cpuc.ca.gov) and [www.energy.ca.gov/webcast/](http://www.energy.ca.gov/webcast/).

Participants desiring to make a presentations are requested to contact the CPUC and Energy Commission, as indicated below, by November 29, 2004, and provide copies of their presentations by December 6, 2004, so they can be loaded on the CPUC's and Energy Commission's websites for remote viewing. Participants are encouraged to provide their presentations in a PowerPoint or equivalent format to: David Effross, at [DRE@cpuc.ca.gov](mailto:DRE@cpuc.ca.gov) and Mike Purcell at [mpurcell@energy.state.ca.us](mailto:mpurcell@energy.state.ca.us). CPUC and Energy Commission staff will afterwards prepare and file a report with recommendations to both the CPUC and Energy Commission. This workshop report will be filed February 4, 2005. Interested parties may file comments on the workshop report on or before February 22, 2005.

**Workshop Notice – R04-10-010**

*December 9, 2004  
10 am*

*California Public Utilities Commission  
505 Van Ness Avenue, Commission Courtroom  
(Corner of Van Ness Avenue and McAllister Street)  
San Francisco*

Rulemaking to Set Hourly Rates for Purposes of Calculating Intervenor Compensation Awards, Pursuant to Public Utilities Code Section 1801 and Following, for Work Performed in Calendar Year 2005. The workshop in the above-entitled matter will be held before Administrative Law Judge Steve Kotz.

**Public Meeting Notice – Deaf and Disabled Telecommunications Program**

*Equipment Program Advisory Committee (EPAC)*  
*December 9, 2004*  
*9 am – 4 pm*

*DDTP Offices*  
*505 14th Street, Suite 400*  
*Conference Room*  
*Oakland*

The EPAC of the Deaf and Disabled Telecommunications Program will hold a meeting to address the following:

Public Meeting Agenda

December 9, 2004

9:00 a.m. – 9:30 a.m. I. Appointment of December 9th Meeting Chair, II. Review of Nomination and Interview Process Guidelines, CLOSED SESSION 9:30 a.m. – 12: 30 p.m, EPAC will meet in closed session as pursuant to section 11126 (a)(1) of the Bagley-Keene Open Meeting Act, to consider nominees for committee appointment as the representative for the Disabled Seat community., 1:30 p.m. – 4:00 p.m. EPAC Re-convenes Open Session, III. Report from the Closed Session, IV. Public Input, V. Agenda Modification and Approval, VI. Equipment Program Manager's, VII. CCAF Staff Reports, a. Consumer Affairs Report, b. Customer Contact Report, c. Field Operations Report, d. Marketing Report, e. Outreach Report, f. CRS Report, VIII. Administrative Business (Chair) a. Report from the Chair, TADDAC Liaison Report, CRSAC Liaison Report, b. Review of Action List Items, c. Review of EPAC Minutes from October and November 2004., d. Election of Chair and Vice Chair, e. Review and approve EPAC meeting calendar for 2005, IX. CPUC Liaison Report, X. Legislation, Rulings and Decisions Pertaining to the DDTP, XI. Goals and Objectives, XII. Expanding Program Technology, XIII. Issues regarding TPIC, XIV. Issues regarding "Newline for the Blind", XV. Other Business, A. Member Reports, B. Requests for invention, C. Suggested items for next month's agenda, D. Future meetings

For additional information, please call Jane Elin, DDTP Committee Coordinator, (510) 302-1100 x110 VOICE / (510) 302-1118 TTY. If you plan to attend the meeting and need sign language interpreters or other special communication accommodations, please call the DDTP office at least five days prior to the meeting date.

**ENVIRONMENTAL REMINDER:** People with environmental illness or multiple-chemical sensitivity must reduce their exposure in order to attend this meeting. Please refrain from wearing perfumes or scents to DDTP meetings.

**DOCUMENT PREPARATION:** All documents reviewed by EPAC must be available in a Braille format: Therefore, when submitting documents for the EPAC binder, please send a copy, in an electronic format, to jane@ddtp.org for Braille prior to the meeting. Handouts should also be made available in an electronic format.

**Workshop Notice Modification of the Rate Case Plan for Class A Water Utility General Rate Applications**

*December 13, 2004*  
*1:30 pm – 4 pm*

*December 14, 2004*  
*1:30 pm – 4 pm*

*California Pubic Utilities Commission*  
*505 Van Ness Avenue, Room 3104*  
*(Corner of Van Ness and Golden Gate)*  
*San Francisco*

The Water Division is hosting these continuation workshops, to solicit public input on the need for modification of the Rate Case Plan for Class A Water Utility General Rate Applications (Commission Decision 90-08-045).

The purpose of the workshop is two fold:

To identify the least controversial issues in the Draft Proposed Rate Case Plan for Class A Water Utility General Rate Applications prepared by the Water Division and;

To discuss the necessary components of an interim rate case plan schedule for year 2004.

For your information, the Draft Proposed Rate Case Plan for Class A Water Utility General Rate Applications can be found on the Commission website at <http://www.cpuc.ca.gov>. (Go to the "Regulated Areas," select "Water" and scroll down to "Helpful Links".)

Questions regarding the workshop should be addressed to Peter Liu of the Water Division at (415) 703-1390; [ptl@cpuc.ca.gov](mailto:ptl@cpuc.ca.gov).

**NOTICE OF DRAFT RESOLUTIONS**  
**(Pursuant to PU Code § 311(g))**

The Telecommunications Division has prepared Resolution T-16900, tentatively scheduled to be included on the December 2, 2004 Commission agenda. This resolution will revoke 101 telecommunications authorities for failure to comply with Decision 93-05-010 Ordering Paragraph 4. The following authorities will be revoked:

<u>ID NO.</u>	<u>UTILITY TYPE</u>	<u>UTILITY NAME</u>
5001	IEC	AMERITEL INC.
5008	IEC	FRONTIER COMMS-NORTH CENTRAL REGION INC.
5123	IEC	ONCOR COMMUNICATIONS, INC.
5133	IEC	DONALD R. COOK
5137	IEC	HENDRIX RADIO COMMUNICATIONS, INC.
5173	IEC	INCOMNET COMMUNICATIONS CORPORATION
5178	IEC	SCOTT COMMUNICATIONS INC.
5223	CLR	PHOENIX NETWORK, INC.
5228	IEC	L.A. CELLULAR LONG DISTANCE, LLC.
5249	IEC	NETWORK US, INC.
5273	IEC	COMMUNICATION TELESYSTEMS INTERNATIONAL
5279	IEC	SALADIN-WESTCO
5289	IER	TEL-SAVE, INC.
5296	IEC	TELEDEBIT, L.P.
5303	IEC	WORLDTEL SERVICES, INC.
5311	IEC	ABS TELEPHONE COMPANY
5312	IEC	ABCO COMMUNICATIONS, INC.
5323	CLR	AWN MESSAGE CORP.
5349	IEC	QUEST TELECOMMUNICATIONS
5365	IEC	PEOPLES TELEPHONE COMPANY
5371	IEC	GST PACIFIC LIGHTWAVE, INC.
5386	IEC	SACRAMENTO VALLEY LIMITED PARTNERSHIP
5387	IEC	MODOC RSA LIMITED PARTNERSHIP
5424	IEC	TELECOM UNITED NORTH
5433	CLC	ACCESS NETWORK SERVICES, INC.
5440	IEC	AS TELECOMMUNICATIONS, INC.
5473	IEC	BULLETINS
5509	IEC	FIBERTEL, INC.
5511	IEC	INTELNET INTERNATIONAL CORP.
5523	CLC	ELECTRIC LIGHTWAVE
5541	CLR	AMADOR TELECOMMUNICATIONS, INC.
5556	CLC	WINSTAR WIRELESS OF CALIFORNIA, INC.
5572	IEC	AMERICAN FREEDOM NETWORK (JD SVCS)
5586	CLR	TIME WARNER CONNECT
5589	IEC	XTRACOM, INC.
5608	IEC	AMERICAN TELCO
5623	IEC	DELTATEL, INC.
5647	IEC	PARADIGM COMMUNICATIONS CORP.
5659	IEC	CASH BACK REBATES LD.COM, INC.
5683	IEC	INTERCONTINENTAL COMMS. GROUP, INC.
5693	IEC	CALL PLUS, INC.
5694	IEC	AXCES, INC.
5703	CLR	QUINTELCO COMMUNICATIONS
5716	IEC	TELEC, INC.
5719	IEC	MARATHON COMMUNICATIONS INC.
5722	CLR	MOMENTUM TELECOM, INC.
5731	CLR	SASSCOM, INC.
5746	IEC	ROYAL TELECOM INTERNATIONAL
5748	IEC	TELSCAPE USA, INC.
5770	IEC	USA GLOBAL LINK, INC.
5796	CLC	COYOTE METRO, LLC
5812	IEC	AMERICAN TELECOM INC.
5818	CLR	INTEGRATED COMMS CONSULTANTS, INC.
5824	IEC	PACIFIC TELEHUB NETWORK SERVICES CORP.

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5831	CLC	OMNIPLEX COMMUNICATIONS GROUP, LLC
5842	IEC	STORMTEL, INC.
5843	IEC	USA TELE CORP.
5873	IEC	INTERNATIONAL THINKLINK CORPORATION
5874	CLC	CONVERGENT COMM. SERVICES, INC.
5889	IEC	UNITED SERVICES TELEPHONE, LLC
5910	IEC	MIDWEST TELECOM OF AMERICA, INC.
5932	IEC	PRO PLUS COMMUNICATIONS CORPORATION
5938	IEC	SAVECOM INTERNATIONAL USA, INC.
5939	IEC	STAR TELECOM NETWORK INC.
5950	CLC	OMNIWERX
5953	CLR	NET.WORLD
5957	CLR	PHOENIX INTEGRATION GROUP
5978	IEC	ONE STEP CONNECT, INC.
5981	IEC	FREEDOM COMMUNICATIONS CORP.
5982	IEC	STAR DIRECT TELECOM, INC.
5993	IEC	COMMUNICATION NETWORK SERVICES, L.L.C.
5994	IEC	STAR NETWORK CORPORATION
5996	IEC	PNV.NET, INC.
6007	IEC	TELECOM RESOURCES, INC.
6031	IEC	RON JAWORSKI COMMUNICATIONS (EAGLE)
6120	IER	SPECIAL ACCOUNTS BILLING GROUP, INC.
6126	IER	DIRECT ONE, LLC (DBA DIRECT ONE)
6155	IER	NOSC CORP.
6178	IER	BLACKSTONE COMMUNICATIONS COMPANY
6194	IEC	GLOBAL WEST NETWORK, INC.
6210	IER	COLUMBIA TELECOMMUNICATIONS, INC.
6211	IER	INTERNATIONAL EXCHANGE NETWORKS, LTD
6213	IER	ST. ANDREWS TELECOMMUNICATIONS, LLC
6220	IER	TRANSNET CONNECT, INC.
6356	IEC	NATEL, INC.
6375	IER	CYBERTEL COMMUNICATIONS CORP.
6429	IER	DONTEL INTERNATIONAL, LLC
6434	IER	MERCURY LONG DISTANCE, INC.
6440	IER	NOVACOM GLOBAL, LLC
6456	CLC	GLOBAL TECHNOLOGY ENTERPRISES
6506	IER	LONG DISTANCE BILLING SERVICES, INC.
6523	IER	NORTE.COM, INC.
6536	IEC	TELSTAR INTERNATIONAL, INC. (SEE DBA)
6567	IER	TELECOMEZ CORPORATION
6614	IEC	DYNALINK TELECOM, INC.
6636	IEC	KDI DISTRIBUTION, INC. (SEE DBA)

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**NOTICE OF DRAFT RESOLUTIONS**  
**(Pursuant to PU Code § 311(g))**

**Draft Resolution Authorizing a One-Time Deviation from the Process for Appointing Members to the  
Diablo Canyon Independent Safety Committee Established by Commission Decisions D88-12-083 and D04-05-055**

Draft Resolution L-315 of the Legal Division approves Legal Division's request for a one-time deviation from the process established by Commission Decisions D88-12-083 and D04-05-055, pursuant to which membership vacancies on the Diablo Canyon Independent Safety Committee are filled.

Draft Resolution L-315 will be on the agenda at the Commission's December 16, 2004 meeting. The Commission may then vote on the resolution or it may postpone a vote until later. Only when the Commission acts does the Resolution become binding on the parties.



On November 15, 2004, draft Resolution L-315 was circulated to the parties to Commission Docket Nos. A02-11-017 and I03-01-012 (the Pacific Gas and Electric Company's Test Year 2003 General Rate Case). Interested parties may submit comments on the draft Resolution. In accordance with Rule 77.7(c) of the Commission's Rules of Practice and Procedure, comments concerning the Draft Resolution shall be due on December 6, 2004, with reply comments due on December 11, 2004. Interested parties may review the draft resolution and service list at the "Currently Open for Comment" section of the Commission's internet site at [cpuc.ca.gov](http://cpuc.ca.gov).

If any party to Docket Nos. A02-11-017 and I03-01-012 believes that an evidentiary hearing is required in order for the Commission to take the action it proposes to take in this Draft Resolution, in its comments to be filed by December 6, 2004, it must: (i) request an evidentiary hearing; (ii) identify the material disputed issue or issues of fact that require such an evidentiary hearing; (iii) identify the nature of the testimony it would introduce at an evidentiary hearing; and (iv) explain why such a hearing is required, with citation to any relevant legal authority. Any possible right that any party to Docket Nos. A02-11-017 and I03-01-012 may have to an evidentiary hearing on the matter that is the subject of this Draft Resolution will be waived if the party does not properly request such a hearing in its comments to be filed by December 6, 2004, which comments must include the above-required information.

An original and two copies of the comments, with a certificate of service, should be submitted to:

Becky Cunningham  
Legal Division  
California Public Utilities Commission  
505 Van Ness Avenue  
San Francisco, CA 94102

An **electronic copy of the comments in WORD format** should be submitted to:

Laurence G. Chaset

By electronic mail in Word: [lau@cpuc.ca.gov](mailto:lau@cpuc.ca.gov)

Those submitting comments must serve a copy of their comments on 1) the entire service list attached to this notice, 2) all Commissioners, and 3) the Commission's General Counsel, on the same date that the comments are submitted to the Legal Division.

Comments due on December 6, 2004 shall be limited to five pages in length, plus an appendix listing any recommended changes to the draft Resolution, including recommended changes to the proposed findings and ordering paragraphs.

Comments shall focus on factual, legal or technical errors in the proposed draft Resolution. Comments that merely reargue positions taken in the proceedings referenced above will be accorded no weight and are not to be submitted.

Replies to comments on the draft resolution due on December 11, 2004 shall be limited to identifying misrepresentations of law or fact contained in the comments of other parties. Replies shall not exceed five pages in length, and shall be filed and served as set forth above for comments.

Late submitted comments or replies will not be considered.

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### **NOTICE OF DRAFT RESOLUTIONS (Pursuant to PU Code § 311(g))**

Draft Resolutions M-4813 and M-4814 will be placed on the Commission Meeting Agenda of December 16, 2004.

Resolution M-4813 adopts level of Utilities Reimbursement Account Fees for fiscal year 2004-05. Resolution M-4814 adopts level of Transportation Reimbursement Account Fees for fiscal year 2004-05.

Interested parties may obtain a copy of Resolution M-4813 and M-4814 for review and submission of written comments. A copy of the draft resolutions may be obtained from, and any subsequent written comments should be submitted to:

Mike Cooper  
California Public Utilities Commission  
505 Van Ness Avenue

San Francisco, CA 94102  
dmc@cpuc.ca.gov

Parties who wish to file comments on either of these resolutions may do so no later than December 6, 2004.

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#### NEW FILINGS

11/29/04      **A04-06-015 – Amendment to Application** - Pacific Terminals LLC, for expedited, ex parte authorization to remove and dispose of certain oil storage and transportation facilities and properties pursuant to Public Utilities Code Section 851. **Amends the initial application to provide environmental information.**

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#### PETITIONS FOR MODIFICATION AND APPLICATIONS FOR REHEARING

11/29/04      **R02-01-011** - Order Instituting Rulemaking regarding the implementation of the suspension of direct access pursuant to Assembly Bill 1X and Decision 01-09-060; **Application for Rehearing of Decision 04-11-014 by Modesto Irrigation District.**

11/29/04      **Petition for Modification of Decision 04-11-014 by Modesto Irrigation District.**

11/29/04      **Application for Rehearing of Decision 04-11-014 by City of Industry and City of Rancho Cucamonga.**

11/29/04      **Application for Rehearing of Decision 04-11-014 by Merced Irrigation District.**

11/29/04      **Application for Rehearing of Decision 04-11-014 by Pacific Gas and Electric Company.**

11/29/04      **Petition for Modification of Decision 04-11-014 by Merced Irrigation District.**

11/29/04      **A04-05-041** - Pacific Gas and Electric Company, to issue, sell, and deliver one or more series of Debt Securities and to guarantee the obligations of others in respect of the issuance of Debt Securities, the total aggregate principal amount of such long-term indebtedness and guarantees not to exceed \$2 billion; to execute and deliver one or more indentures; to sell, lease, assign, mortgage, or otherwise dispose of or encumber utility property; to issue, sell and deliver in one or more series, an aggregate amount not to exceed \$200 million par or stated value of First Preferred Stock -- \$25 Par Value; to issue an aggregate \$2.0 billion of short-term debt obligations; to utilize various debt enhancement features; enter into interest rate hedges; and for an exemption from the Commission's Competitive Bidding Rule; **Petition for Modification of Decision 04-10-037 by Pacific Gas and Electric Company.**

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**DRAFT DECISIONS \* PROPOSED DECISIONS \* ALTERNATES \* PRESIDING OFFICER'S DECISION \*  
ARBITRATOR'S REPORTS**

**NONE**

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**ADVICE LETTER FILINGS**

To inquire about a filing, call the Energy Division (703-1093), Telecommunications Division (703-1330) or Water Division (703-2028).

To protest a filing, mail the original letter/telegram to the Chief of the appropriate division (i.e., "Chief, [Energy, Telecommunications or Water] Division"), to be received no later than 20 days after the date the Advice Letter was filed.

"Effective TBD" means that the date is to be determined by further Commission action. A date listed as "anticipated effective" may be subject to change. An Advice Letter Supplement is not a new filing, and there is no protest period unless indicated.

11/04/04	Telecom 1-A	ESCHELON TELECOM, INC., Supplements A.L.No.1, Transfer of customers and authorization of GEBPS to BPS. <b>(effective TBD)</b>
11/16/04	Telecom 788	SPRINT COMMUNICATIONS COMPANY, L.P., EXPIRE PROMOTION AND GRANDFATHER SPRINT COMPLETE SENSE 50/250 <b>(effective TBD)</b>
11/17/04	Telecom 34	CUSTOM TELECONNECT, INC., Increase OSP Rate Plan CA-13 PIF <b>(effective TBD)</b>
11/17/04	Telecom 5	NEXTG NETWORKS OF CALIFORNIA, Filing of ICB telecommunications service contract <b>(effective TBD)</b>
11/17/04	Telecom 30	SOUTHERN CALIFORNIA EDISON, Informational Advice Letter - Supplement to the 2004 Fourth Quarter Report of Southern California Edison Company for Competitive Local Exchange Project. <b>(effective TBD)</b>
11/18/04	Telecom 46	AMERITEL/AMERIVISION COMMS INC., TARIFF MODIFICATION <b>(effective TBD)</b>
11/18/04	Telecom 3100	AT&T COMMUNICATIONS OF CALIFORNIA, INC, Contract <b>(effective TBD)</b>
11/18/04	Telecom 3101	AT&T COMMUNICATIONS OF CALIFORNIA, INC, Contract <b>(effective TBD)</b>
11/18/04	Telecom 3103	AT&T COMMUNICATIONS OF CALIFORNIA, INC, contract <b>(effective TBD)</b>
11/18/04	Telecom 3104	AT&T COMMUNICATIONS OF CALIFORNIA, INC, Contract <b>(effective TBD)</b>
11/18/04	Telecom 40	CENTURYTEL LONG DISTANCE, INC., Rate Change to existing service "Matchmaker" <b>(effective TBD)</b>
11/19/04	Telecom 383	TCG LOS ANGELES, TCG Los Angeles offers an enhancement to an existing service plan. <b>(effective TBD)</b>
11/19/04	Telecom 131	TCG SAN FRANCISCO, OFFER AN ENHANCEMENT TO AN EXISTING SERVICE PLAN <b>(effective TBD)</b>
11/19/04	Telecom 280	TIME WARNER TELECOM OF CALIFORNIA, L.P., Contract <b>(effective TBD)</b>

11/22/04	Telecom 3105	AT&T COMMUNICATIONS OF CALIFORNIA, INC, cONTRACT ( <b>effective TBD</b> )
11/22/04	Telecom 3107	AT&T COMMUNICATIONS OF CALIFORNIA, INC, Contract ( <b>effective TBD</b> )
11/22/04	Telecom 3108	AT&T COMMUNICATIONS OF CALIFORNIA, INC, CONTRACT ( <b>effective TBD</b> )
11/22/04	Telecom 3109	AT&T COMMUNICATIONS OF CALIFORNIA, INC, Contract ( <b>effective TBD</b> )
11/22/04	Telecom 3110	AT&T COMMUNICATIONS OF CALIFORNIA, INC, CONTRACT ( <b>effective TBD</b> )
11/22/04	Telecom 3111	AT&T COMMUNICATIONS OF CALIFORNIA, INC, Contract ( <b>effective TBD</b> )
11/22/04	Telecom 278	MPOWER COMMUNICATIONS CORP., TO ASSUME THE PRODUCTS AND SERVICES FOR CUSTOMERS OF ICG TELECOM GROUP AND WILL BE GRANDFATHERED UPON ITS EFFECTIVE DATE ( <b>effective TBD</b> )
11/22/04	Telecom 25829	PACIFIC BELL, Waive recurring charges for regrade and/or consolidated billing. ( <b>effective TBD</b> )
11/22/04	Telecom 384	TCG LOS ANGELES, Contract ( <b>effective TBD</b> )
11/22/04	Telecom 385	TCG LOS ANGELES, Contract ( <b>effective TBD</b> )
11/22/04	Telecom 213	US TELEPACIFIC CORPORATION, Increases the rate for grandfathered super trunk services. ( <b>effective TBD</b> )
11/22/04	Water 1701	CALIFORNIA WATER SERVICE COMPANY, [Dominguez-South Bay District] Requesting a step increase in water rates of \$230,600 pursuant to Decision 04-04-041. ( <b>anticipated effective 01/01/05</b> )
11/22/04	Water 1690	CALIFORNIA WATER SERVICE COMPANY, [Chico District] Requesting a step rate increase of \$116,500 pursuant to Decision 03-09- 021. ( <b>anticipated effective 01/01/05</b> )
11/22/04	Water 1691	CALIFORNIA WATER SERVICE COMPANY, [King City District] Requesting a step rate increase in water rates of \$44,300 pursuant to Decision 03-09-021. ( <b>anticipated effective 01/01/05</b> )
11/22/04	Water 1692	CALIFORNIA WATER SERVICE COMPANY, [Livermore District] Requesting a step increase in water rates of \$202,100 pursuant to Decision 03-09-021. ( <b>anticipated effective 01/01/05</b> )
11/22/04	Water 1693	CALIFORNIA WATER SERVICE COMPANY, [Los Altos-Suburban District] Requesting a step rate increase in water rates of \$295,700 pursuant to Decision 03-09-021. ( <b>anticipated effective 01/01/05</b> )
11/22/04	Water 1694	CALIFORNIA WATER SERVICE COMPANY, [Salinas District] Requesting a step increase in water rates of \$225,178 pursuant to Decision 04-07-033. ( <b>anticipated effective 01/01/04</b> )

11/22/04	Water 1695	CALIFORNIA WATER SERVICE COMPANY, [Selma District] Requesting a step increase in water rates of \$18,400 pursuant to Decision 04-04-041. ( <b>anticipated effective 01/01/05</b> )
11/22/04	Water 1696	CALIFORNIA WATER SERVICE COMPANY, [Oroville District] Requesting a step increase in water rates of \$41,300 pursuant to Decision 04-04-041. ( <b>anticipated effective 01/01/05</b> )
11/22/04	Water 1697	CALIFORNIA WATER SERVICE COMPANY, [Stockton District] Requesting a step increase in water rates of \$271,400 pursuant to Decision 03-09-021. ( <b>anticipated effective 01/01/05</b> )
11/22/04	Water 1698	CALIFORNIA WATER SERVICE COMPANY, [Dixon District] Requesting a step increase in water rates of \$25,400 pursuant to Decision 03-09-021. ( <b>anticipated effective 01/01/05</b> )
11/22/04	Water 1699	CALIFORNIA WATER SERVICE COMPANY, [Marysville District] Requesting a step rate increase in water rates of \$125,600 pursuant to Decision 03-09-021. ( <b>anticipated effective 01/01/05</b> )
11/22/04	Water 1700	CALIFORNIA WATER SERVICE COMPANY, [Willows District] Requesting a step increase in water rates of \$24,500 pursuant to Decision 03-09-021. ( <b>anticipated effective 01/01/05</b> )
11/22/04	Water 1702	CALIFORNIA WATER SERVICE COMPANY, [Palos Verdes District] Requesting a step increase in water rates of \$92,800 pursuant to Decision 04-04-041. ( <b>anticipated effective 01/01/05</b> )
11/23/04	Energy 3429G	SOUTHERN CALIFORNIA GAS COMPANY, October 2004 standby procurement charges ( <b>anticipated effective 11/23/04</b> )
11/23/04	Energy 3430G	SOUTHERN CALIFORNIA GAS COMPANY, Daily balancing standby rates for November 16-22, 2004 ( <b>anticipated effective 11/23/04</b> )
11/23/04	Telecom 279	MPOWER COMMUNICATIONS CORP., Introduces a new promotion called Call Forward Additional Path Promotion. ( <b>effective TBD</b> )
11/23/04	Telecom 12	PHONECO, LP, EXTENDS CERTAIN PROMOTION ON FILE FOR PHONE CO AND ALSO WITHDRAWS THE ULTIMATE FEARTURE PACKAGE FOR PHONECO CALIFORNIA. THESE RVISION SHOULD BECOME EFFECTIVE NOV. 30, 2004. THIS FILING INCLUDES A FOURTH REVISEC SHEET 38, THIRD REVISED 38.0 ( <b>effective TBD</b> )
11/23/04	Telecom 1039	SUREWEST TELEPHONE, Express contract ( <b>effective TBD</b> )
11/23/04	Telecom 281	TIME WARNER TELECOM OF CALIFORNIA, L.P., Text Changes to General Rules Section ( <b>effective TBD</b> )
11/23/04	Water 1703	CALIFORNIA WATER SERVICE COMPANY, [Hermosa-Redondo District] equesting a step increase in water rates of \$90,800 pursuant to Decision 03-09-021. ( <b>anticipated effective 01/01/05</b> )
11/24/04	Energy 1830E-A	SOUTHERN CALIFORNIA EDISON COMPANY, Supplements A.L.No.1830E, Revisions to rate schedules to update the reliability services balancing account adjustment rates ( <b>anticipated effective</b>

**11/01/04)**

11/24/04	Energy 3431G	SOUTHERN CALIFORNIA GAS COMPANY, Submission of Long-Term Storage Contract with Golden State Foods Corp. (Renewed) <b>(anticipated effective 12/01/04)</b>
11/24/04	Telecom 1	METROMEDIA FIBER NETWORK SVCS. INC., Initial tariff <b>(effective TBD)</b>
11/24/04	Telecom 280	MPOWER COMMUNICATIONS CORP., ADDS MPOWER OPTILINE AND DSL ADVANTAGE MINUTES TO THE LIST OF SERVICES <b>(effective TBD)</b>
11/24/04	Telecom 195	PAC-WEST TELECOMMUNICATIONS, INC., Introduce a new product - "Business Service - Surewest Service Area" <b>(effective TBD)</b>
11/24/04	Telecom 25830	PACIFIC BELL, Express contract <b>(effective TBD)</b>
11/24/04	Telecom 25831	PACIFIC BELL, Express contract <b>(effective TBD)</b>
11/24/04	Telecom 25832	PACIFIC BELL, Express contract <b>(effective TBD)</b>
11/24/04	Telecom 25833	PACIFIC BELL, Express contract <b>(effective TBD)</b>
11/24/04	Telecom 25834	PACIFIC BELL, Express contract <b>(effective TBD)</b>
11/24/04	Telecom 25835	PACIFIC BELL, Express contract <b>(effective TBD)</b>
11/24/04	Telecom 25836	PACIFIC BELL, Express contract <b>(effective TBD)</b>
11/24/04	Telecom 25837	PACIFIC BELL, fExpress contract <b>(effective TBD)</b>
11/24/04	Telecom 25838	PACIFIC BELL, Express contract <b>(effective TBD)</b>
11/24/04	Telecom 25839	PACIFIC BELL, Express contract <b>(effective TBD)</b>
11/24/04	Telecom 25840	PACIFIC BELL, Express contract <b>(effective TBD)</b>
11/24/04	Telecom 25841	PACIFIC BELL, Customer Specific Contract <b>(effective TBD)</b>
11/24/04	Telecom 25842	PACIFIC BELL, Customer Specific Contract <b>(effective TBD)</b>
11/24/04	Telecom 11008	VERIZON CALIFORNIA, INC., Government contract amendment <b>(effective TBD)</b>
11/24/04	Telecom 11009	VERIZON CALIFORNIA, INC., Government Contract <b>(effective TBD)</b>
11/24/04	Telecom 1174	XO CALIFORNIA, INC., Quarterly Construction Report <b>(effective TBD)</b>
11/29/04	Energy 2482E-A	PACIFIC GAS & ELECTRIC COMPANY, Supplements A.L.No.2482E, Direct access customer relocation/replacement declaration Form 79-1014 <b>(anticipated effective 04/24/04)</b>
11/29/04	Energy 1579E-A	SAN DIEGO GAS & ELECTRIC COMPANY, Supplements A.L.No.1579E, Direct Access Customer Relocation/Replacement

Declaration (**anticipated effective 04/24/04**)

11/29/04	Energy 1640E	SAN DIEGO GAS & ELECTRIC COMPANY, Annual Fixed Transfer Amount cahрге true-up mechanism ( <b>anticipated effective 01/01/05</b> )
11/29/04	Energy 1781E-A	SOUTHERN CALIFORNIA EDISON COMPANY, Supplements A.L.No.1781E, Customer relocation/replcement declaration form ( <b>anticipated effective 04/26/04</b> )
11/29/04	Energy 1811E-A	SOUTHERN CALIFORNIA EDISON COMPANY, Supplements A.L.No.1811E, Establishment of the Energy Settlements Memorandum Account ( <b>anticipated effective 09/01/04</b> )
11/29/04	Telecom 25844	PACIFIC BELL, Category III - increase Business Custom 8 current monthly and hourly usage ( <b>effective TBD</b> )
11/29/04	Telecom 25846	PACIFIC BELL, Express contract ( <b>effective TBD</b> )
11/29/04	Telecom 25847	PACIFIC BELL, Express contract ( <b>effective TBD</b> )
11/29/04	Telecom 25848	PACIFIC BELL, Express contract ( <b>effective TBD</b> )
11/29/04	Telecom 25849	PACIFIC BELL, Express contract ( <b>effective TBD</b> )
11/29/04	Telecom 25850	PACIFIC BELL, Express contract ( <b>effective TBD</b> )
11/29/04	Telecom 25852	PACIFIC BELL, Express contract ( <b>effective TBD</b> )
11/29/04	Water 96	PEERLESS WATER CO., Implement a one-time surcharge to recover the Department of Health Services fees. ( <b>effective TBD</b> )
11/30/04	Energy 2596E	PACIFIC GAS & ELECTRIC COMPANY, Establishment of a new preliminary statement for the dedicated rate component complying with energy recovery bond decision ( <b>anticipated effective 01/08/05</b> )
11/30/04	Energy 3432G	SOUTHERN CALIFORNIA GAS COMPANY, Revised retail and wholesale buy-back rates for November 2004 ( <b>anticipated effective 11/30/04</b> )
11/30/04	Energy 3433G	SOUTHERN CALIFORNIA GAS COMPANY, Core monthly pricing revision for December 2004 ( <b>anticipated effective 12/01/04</b> )

**ADVICE LETTER SUSPENSIONS (Pursuant to M-4801, 04/19/01)**

To inquire about a suspension, call the Energy Division (703-1093), Telecommunications Division (703-1330) or Water Division (703-2028).

11/30/04	Energy 1483G	SAN DIEGO GAS & ELECTRIC COMPANY. Initial suspension on the following grounds: additional time is needed. Date suspension ends: 03/29/05. Note: Initial suspensions will be automatically extended for an additional 180 days if the Commission has not issued an order regarding the advice letter by the date the first suspension period ends.
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**ADVICE LETTER PROTESTS**

To inquire about a protest, call the Energy Division (703-1093), Telecommunications Division (703-1330) or Water Division (703-2028). To obtain a copy of the protest, please direct your request to the protestor.

11/19/04	Energy 2579E	PACIFIC GAS & ELECTRIC COMPANY, Schedule E-SDL, Split-Wheeling Departing Load, in compliance with Decision 03-09-052 Protest by NASA-Ames.
11/23/04	Energy 2577E	PACIFIC GAS & ELECTRIC COMPANY, Procurement Transaction Quarterly Compliance Filing Late filed protest by Office of Ratepayer Advocates.
11/24/04	Energy 2579E	PACIFIC GAS & ELECTRIC COMPANY, Schedule E-SDL, Split-Wheeling Departing Load, in compliance with Decision 03-09-052 Protest by U. C. California, Davis.
11/26/04	Energy 2579E	PACIFIC GAS & ELECTRIC COMPANY, Schedule E-SDL, Split-Wheeling Departing Load, in compliance with Decision 03-09-052 Protest by Power & Water Pooling Resources Auth..
11/29/04	Energy 1488G	SAN DIEGO GAS & ELECTRIC COMPANY, Open Season for Firm Noncore Gas Service Commencing on May 1, 2005 Protest by Electric Generator Alliance.
11/29/04	Energy 1488G	SAN DIEGO GAS & ELECTRIC COMPANY, Open Season for Firm Noncore Gas Service Commencing on May 1, 2005 Protest by TransCanada' GTN and North Baja Systems.
11/29/04	Energy 3425G	SOUTHERN CALIFORNIA GAS COMPANY, Request for Approval of Open Season for Allocation of Firm Transmission Service to the Rainbow Corridor Commencing on May 1, 2005 Protest by So. California Generation Coalition.
11/29/04	Energy 3425G	SOUTHERN CALIFORNIA GAS COMPANY, Request for Approval of Open Season for Allocation of Firm Transmission Service to the Rainbow Corridor Commencing on May 1, 2005 Protest by Electric Generator Alliance.
11/29/04	Energy 3425G	SOUTHERN CALIFORNIA GAS COMPANY, Request for Approval of Open Season for Allocation of Firm Transmission Service to the Rainbow Corridor Commencing on May 1, 2005 Protest by GTN & North Baja Systems.

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**MISCELLANEOUS TRANSPORTATION ITEMS**  
**Filings with Consumer Protection and Safety Division**  
**Miscellaneous Transportation Items**

**NONE**

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**MISCELLANEOUS TELECOMMUNICATION MATTERS**



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NONE

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**TABLE OF SUBMISSION DATES FOR THE PRECEDING TWO WEEKS**

**11/19/04**      **A.04-06-004** - Petition of LEVEL 3 COMMUNICATIONS, LLC (U-5941-C) for Arbitration Pursuant to Section 252(b) of the Communications Act of 1934, as amended by the Telecommunications Act of 1996, and Applicable State Laws for Rates, Terms and Conditions of Interconnection with Pacific Bell Telephone Company dba SBC California and SBC Communications.  
ALJ Yacknin

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**ADJOURNMENTS \* RESETTINGS \* HEARINGS CONCLUDED**

ALJ Brown      **A.02-05-046** - In the Matter of the Application of Southern California Edison Company (U 338 E) Regarding the Future Disposition of the Mohave Generating Station,  
**Final Oral Argument held and concluded**

ALJ Walker      **A.04-09-009** - Application of Avista Corporation (U 907 G), a Washington corporation, and Southwest Gas Corporation (U 905 G), a California corporation, for authority to sell interests in utility property pursuant to the provision of Section 851 of the Public Utilities Code of the State of California,  
**Prehearing Hearing Conference held and concluded**

ALJ TerKeurst      **I.02-11-040** - Order Instituting Investigation into the Gas Market Activities of Southern California Gas Company, San Diego Gas and Electric, Southwest Gas, Pacific Gas and Electric, and Southern California Edison and their impact on the Gas Price Spikes experienced at the California Border from March 2000 through May 2001,  
**Final Oral Argument held and no report given**

ALJ Wetzell      **R.04-04-003 (Resource Adequacy – Phase 2)** - Order Instituting Rulemaking to Promote Policy and Program Coordination and Integration in Electric Utility Resource Planning,  
**Workshop held and continued to December 3**

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**REMOVALS FROM CALENDAR**

NONE

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**NEW SETTINGS**

**12/15/04**      **A.00-11-038 (PHC and WS)** - Application of Southern California Edison Company (U 338-E) for Authority to Institute a Rate Stabilization Plan with a Rate Increase and End of Rate Freeze Tariffs, and  
10:00 a.m.      **A.00-11-056** - Emergency Application of Pacific Gas and Electric Company To Adopt a Rate  
ALJ Allen      Stabilization Plan, and  
Comr Brown      **A.00-10-028** - Petition of THE UTILITY REFORM NETWORK for Modification of Resolution E-  
Comr Lynch      3527,  
**Commission Courtroom, San Francisco**

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**LAW AND MOTION**

Law and Motion Hearings are held before Administrative Law Judges Sarah R. Thomas and John E. Thorson at 10:00 a.m. in one of the Commission's San Francisco Office Hearing Rooms, unless otherwise noted. Law and Motion procedures are governed by Resolution ALJ 164. Copies of Resolution ALJ 164 are available from the Commission's Documents Desk (415) 703-1713 or from Central Files (415) 703-2045.

**12/6/04** NONE SCHEDULED  
10:00 a.m.

**12/14/04** **I.02-11-040 (LM)** - Order Instituting Investigation into the Gas Market Activities of Southern California Gas Company, San Diego Gas and Electric, Southwest Gas, Pacific Gas and Electric, and Southern California Edison and their impact on the Gas Price Spikes experienced at the California Border from March 2000 through May 2001,  
**Commission Courtroom, San Francisco**

**12/20/04** NONE SCHEDULED  
10:00 a.m.

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### FINAL ORAL ARGUMENTS (FOA)

NONE

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### HEARINGS

Dates in parentheses following the word "also" are subject to change without notice. The assigned Commissioner's name is listed next to the proceedings as matter of record; the assigned Commissioner may not be present at the hearing.

*(PHC) = Prehearing Conference*  
*(EH) = Evidentiary Hearing*  
*(PPH) = Public Participation Hearing*  
*(IAM) = Initial Arbitration Meeting*  
*(M) = Mediation*

*(ECP) = Expedited Complaint Procedure*  
*(OSC) = Order to Show Cause*  
*(WS) = Workshop*  
*(FPH) = Full Panel Hearing*  
*(AH) = Arbitration Hearing*

*(CA) = Closing Argument*  
*(LM) = Law & Motion*  
*(OA) = Oral Argument*

**12/1/04** **A.04-06-022 (PHC)** - Application of KERMAN TELEPHONE CO. (U 1012 C) pursuant to Public Utilities Code Section 851 through 854 for authority to sell a warehouse and related land,  
**Commission Courtroom, San Francisco**

**12/1/04** **C.04-10-032 (ECP)** - Juan Luis Mendoza Fernandez, Complainant, vs. Pacific Gas and Electric Company, Defendant,  
**Commission Courtroom, San Francisco**

**12/3/04** **C.04-08-034 (ECP)** - Cornell Mitchell, Complainant, vs. Southern California Edison Company, Defendant,  
**Commission Courtroom, State Office Building, 320 West 4<sup>th</sup> Street, Suite 500, Los Angeles, CA**

**12/3/04** **C.04-07-052 (ECP)** - John Dickey and Luanne Aulenback-Dickey, Complainants, vs. Southern California Edison Company, Defendant,  
**Commission Courtroom, State Office Building, 320 West 4<sup>th</sup> Street, Suite 500, Los Angeles, CA**

**12/3/04** **C.04-10-016 (ECP)** - Frances Ann Myers, Complainant, vs. Pacific Bell Telephone Company dba SBC California, Defendant,  
**Commission Courtroom, State Office Building, 320 West 4<sup>th</sup> Street, Suite 500, Los Angeles, CA**

- 12/3/04**  
10:00 a.m.  
ALJ Wetzell  
Comr Peevey  
**R.04-04-003 (WS) (Resource Adequacy – Phase 2)** - Order Instituting Rulemaking to Promote Policy and Program Coordination and Integration in Electric Utility Resource Planning,  
**Commission Courtroom, San Francisco**  
**(also December 15; January 12 - 13; January 18 – 19; and January 25 – 26)**  
**Also:**  
**12/6/04 – 12/8/04, 10 a.m., Folsom Community Center – Activities Room, 52 Natoma Street, Folsom, CA**
- 12/6/04**  
9:30 a.m.  
ALJ Walwyn  
Comr Brown  
**A.04-04-040 (EH)** - In the Matter of the Application of California-American Water Company for an order authorizing it to change its rates for water service in its Sacramento District to increase revenues by \$3,160.8 or 14.35% in the year 2005, by \$2,158.6 or 8.48% in the year 2006 and by \$1,202.2 or 4.35% in the year 2007, and  
**A.04-04-041** - In the Matter of the Application of California-American Water Company (U2100) for an order authorizing it to increase its rates for water service in its Larkfield District to increase revenues by \$494.1 or 26.16% in the year 2005, by \$183.4 or 7.63% in the year 2006 and by \$61.9 or 2.39% in the year 2007, and  
**A.04-08-013** - In the Matter of the Application of California-American Water Company for Authority Pursuant to PU Code Section 454 to Restructure and Consolidate its Rates for its Sacramento and Larkfield Districts,  
**Commission Courtroom, San Francisco**  
**(also December 7 – 8)**
- 12/6/04**  
7:00 p.m.  
ALJ McVicar  
Comr Kennedy  
**A.04-08-012 (PPH)** - In the Matter of the Application of California-American Water Company for Authority Pursuant to Public Utilities Code Section 454 to Restructure and Consolidate its Rates for its Monterey and Felton Districts,  
**Monterey Conference Center – Ferrante Room II & III, One Portola Plaza, Monterey, CA**  
**Also:**  
**12/7/04, 7:00 p.m., Felton Community Hall – Main Auditorium, 6191 Highway 9, Felton, CA**
- 12/8/04**  
10:00 a.m.  
ALJ Galvin  
Comr Peevey  
**A.04-08-008 (EH)** – Application of Southern California Edison Company (U 338-E) for Approval of its Forecast 2005 ERRRA Proceeding Revenue Requirement; to Implement its ERRRA Revenue Requirement Coincident with the DWR Power charge Revenue Requirement; and to Consolidate all Commission-authorized Revenue Requirements and Set Unbundled Rate Components Beginning January 1, 2005,  
**Commission Courtroom, San Francisco**  
**(also December 9 as needed)**
- 12/8/04**  
10:00 a.m.  
ALJ Patrick  
**C.04-10-035 (ECP)** - Marvin Ellis, Complainant, vs. Pacific Gas and Electric Company, Defendant,  
**Commission Courtroom, San Francisco**
- 12/9/04**  
10:00 a.m.  
ALJ Kotz  
Comr Peevey  
**R.04-10-010 (WS)** - Rulemaking to Set Hourly Rates for Purposes of Calculating Intervenor Compensation Awards, Pursuant to Public Utilities Code Section 1801 and Following, for Work Performed in Calendar Year 2005,  
**Commission Courtroom, San Francisco**

- 12/13/04**  
10:00 a.m. –  
4:00 p.m.  
ALJ Gottstein  
Comr Lynch
- A.00-05-002 (EH)** - In the Matter of the Application of Southern California Gas Company (U904G) for Authority to increase its Gas Revenue Requirements to Reflect its Accomplishments for Demand-Side Management Program Years 1995 and 1997, Energy Efficiency Program Year 1999, and Low-Income Program Years 1998 and 1999 in the 2000 Annual Earnings Assessment Proceeding (“AEAP”), and Related Matters:  
**A.00-05-003**  
**A.00-05-004**  
**A.00-05-005**  
**A.01-05-003**  
**A.01-05-009**  
**A.01-05-017**  
**A.01-05-018**  
**A.02-05-002**  
**A.02-05-003**  
**A.02-05-005**  
**A.02-05-007**  
**Commission Courtroom, San Francisco**  
**(also December 14 – 16 at 9:00 a.m. – 1:00 p.m.)**
- 12/14/04**  
10:00 a.m.  
ALJ Jones  
Comr Brown
- A.04-09-023 (IAM)** - Application by Pacific Bell Telephone Company dba SBC California (U 1001 C) for Arbitration of an Interconnection Agreement with AT&T Communications of California, Inc. (U 5002 C), TCG Los Angeles, Inc. (U 5462 C), TCG San Diego (U 5389 C), and TCG San Francisco (U 5454 C) Pursuant to Section 252(b) of the Telecommunications Act of 1996,  
**Commission Courtroom, San Francisco**
- 12/14/04**  
10:00 a.m.  
ALJ Thorson  
Comr Lynch
- I.02-11-040 (LM)** - Order Instituting Investigation into the Gas Market Activities of Southern California Gas Company, San Diego Gas and Electric, Southwest Gas, Pacific Gas and Electric, and Southern California Edison and their impact on the Gas Price Spikes experienced at the California Border from March 2000 through May 2001,  
**Commission Courtroom, San Francisco**
- 12/14/04**  
1:00 p.m.  
ALJ McKenzie  
Comr Peevey
- C.04-10-005 (PHC)** - ProPacific Fresh, Complainant, vs. Pacific Gas and Electric Company, Defendant, (U 39 E),  
**Commission Courtroom, San Francisco**
- 12/15/04**  
10:00 a.m.  
ALJ Allen  
Comr Brown  
Comr Lynch
- A.00-11-038 (PHC and WS)** - Application of Southern California Edison Company (U 338-E) for Authority to Institute a Rate Stabilization Plan with a Rate Increase and End of Rate Freeze Tariffs, and  
**A.00-11-056** - Emergency Application of Pacific Gas and Electric Company To Adopt a Rate Stabilization Plan, and  
**A.00-10-028** - Petition of THE UTILITY REFORM NETWORK for Modification of Resolution E-3527,  
**Commission Courtroom, San Francisco**
- 12/20/04**  
11:00 a.m.  
ALJ Walwyn  
Comr Brown
- I.04-08-023 (EH)** - In the matter of the Order Instituting Investigation an Order to Show Cause on the Commission’s own motion into the operations and practices of Globe Van Lines of California, Inc., a Florida corporation, and its President Isaac Nagar, Applicants/Respondents,  
**Commission Courtroom, San Francisco**
- 12/20/04**  
1:00 p.m.  
ALJ Barnett
- C.04-07-051 (ECP)** - Casey O’Connor, Complainant, vs. Verizon Long Distance, Defendant,  
**Indio City Hall – Large Conference Room, 100 Civic Center Hall, Indio CA**
- 12/22/04**  
10:00 a.m.  
ALJ Walwyn  
Comr Brown
- I.04-08-023 (EH)** - In the matter of the Order Instituting Investigation an Order to Show Cause on the Commission’s own motion into the operations and practices of Globe Van Lines of California, Inc., a Florida corporation, and its President Isaac Nagar, Applicants/Respondents,  
**Commission Courtroom, State Office Building, 320 West 4<sup>th</sup> Street, Suite 500, Los Angeles, CA**

- 1/4/05**  
10:00 a.m.  
ALJ Barnett  
Comr Kennedy  
**A.04-06-002 (EH)** – In the Matter of the Joint Application of Shell California Pipeline Company LLC and Crimson California Pipeline L.P., pursuant to Section 851 of the Public Utilities Code, for Approval of the Purchase and Sale of Certain Public Utility Pipeline Assets,  
**Commission Courtroom, San Francisco**
- 1/4/05**  
10:00 a.m.  
ALJ McVicar  
Comr Kennedy  
**A.04-08-012 (EH)** - In the Matter of the Application of California-American Water Company for Authority Pursuant to Public Utilities Code Section 454 to Restructure and Consolidate its Rates for its Monterey and Felton Districts,  
**Commission Courtroom, San Francisco**  
**(also January 5 – 7)**
- 1/4/05**  
10:00 a.m.  
ALJ Jones  
Comr Brown  
**A.04-09-023 (AH)** - Application by Pacific Bell Telephone Company dba SBC California (U 1001 C) for Arbitration of an Interconnection Agreement with AT&T Communications of California, Inc. (U 5002 C), TCG Los Angeles, Inc. (U 5462 C), TCG San Diego (U 5389 C), and TCG San Francisco (U 5454 C) Pursuant to Section 252(b) of the Telecommunications Act of 1996,  
**Commission Courtroom, San Francisco**  
**(also January 5 – 7 and January 10 – 14)**
- 1/5/05**  
10:00 a.m.  
ALJ Econome  
Comr Wood  
**A.04-06-030 (EH)** - In the Matter of the Application of the City of Petaluma, a Municipal Corporation, for an Order Authorizing the Relocation of One At-Grade Crossing of the Tracks of the Sonoma Marin Area Rail Transit District in the City of Petaluma, County of Sonoma,  
**Commission Courtroom, San Francisco**
- 1/11/05**  
10:00 a.m.  
ALJ Walker  
Comr Kennedy  
**A.04-02-031 (PHC)** - Application of the City of Gridley to remove the Laurel Street crossing of the Union Pacific Railroad Company tracks and construct a new crossing in the City of Gridley, County of Butte,  
**Commission Courtroom, San Francisco**
- 1/11/05**  
10:00 a.m.  
ALJ Fukutome  
Comr Peevey  
**A.04-08-042 (EH)** - In the Matter of the Application of **SOUTHERN CALIFORNIA WATER COMPANY (U 133 W)** for an Order authorizing it to increase rates for water service by \$677,900 or 9.65% in 2005, by \$177,600 or 2.31% in 2006, and by \$186,000 or 2.36% in 2007 in the Arden-Cordova Customer Service Area; by \$227,300 or 4.71% in 2005, by \$126,400 or 2.50% in 2006, and by \$136,100 or 2.63% in 2007 in the Bay Point Customer Service Area; by \$136,200 or 10.37% in 2005, by \$45,800 or 3.16% in 2006, and by \$47,900 or 3.20% in 2007 in the Clearlake Customer Service Area; by \$183,500 or 9.44% in 2005, by \$89,700 or 4.22% in 2006, and by \$95,300 or 4.30% in 2007 in the Los Osos Customer Service Area; by \$214,500 or 8.07% in 2005, by \$154,600 or 5.38% in 2006, and by \$160,900 or 5.31% in 2007 in the Ojai Customer Service Area; by \$644,900 or 10.57% in 2005, by \$314,500 or 4.66% in 2006, and by \$331,000 or 4.69% in 2007 in the Santa Maria Customer Service Area; by \$575,100 or 7.24% in 2005, by \$120,600 or 1.42% in 2006, and by \$192,900 or 2.23% in 2007 in the Simi Valley Customer Service Area; and various other relief,  
**Commission Courtroom, San Francisco**
- 1/13/05**  
10:00 a.m.  
ALJ Barnett  
**C.04-10-006 (ECP)** - Melvyn Ian Hurok, Complainant, vs. Verizon California Inc., Defendant,  
**San Bernardino State Building, 464 West Fourth Street, 7<sup>th</sup> Floor, Room 718, San Bernardino, CA**
- 1/13/05**  
11:00 a.m.  
ALJ Barnett  
**C.04-10-020 (ECP)** - Nick J. Constantinides, Complaint, vs. Bear Valley Electric Services, Defendant,  
**San Bernardino State Building, 464 West Fourth Street, 7<sup>th</sup> Floor, Room 718, San Bernardino, CA**
- 1/14/05**  
11:00 a.m.  
ALJ Barnett  
**C.04-10-027 (ECP)** - Sotelo Car Care, Inc., Complainant, vs. Nextel of California, Inc., Defendant,  
**Commission Courtroom, State Office Building, 320 West 4<sup>th</sup> Street, Suite 500, Los Angeles, CA**
- 1/14/05**  
12:00 noon  
ALJ Barnett  
**C.04-09-040 (ECP)** - Eli Littner, Complainant, vs. Bullseye Telecom, Inc., Defendant,  
**Commission Courtroom, State Office Building, 320 West 4<sup>th</sup> Street, Suite 500, Los Angeles, CA**

- 1/14/05**  
1:00 p.m.  
ALJ Barnett  
**C.04-10-025 (ECP)** - Innovative Glass Elements, Inc., Complainant, vs. Southern California Edison Company, Defendant,  
**Commission Courtroom, State Office Building, 320 West 4<sup>th</sup> Street, Suite 500, Los Angeles, CA**
- 1/19/05**  
9:30 a.m.  
ALJ Duda  
Comr Brown  
**A.04-05-002 (AH)** - In the Matter of the Request for Arbitration of XO California, Inc. Of an Amendment to an Interconnection Agreement with SBC California Pursuant to Section 252(B) of the Communications Act of 1934, as Amended,  
**Commission Courtroom, San Francisco**  
**(also January 20)**
- 1/19/05**  
10:00 a.m.  
ALJ McVicar  
Comr Peevey  
**A.04-09-005 (EH)** - In the Matter of the Application of San Gabriel Valley Water Company (U337W) for Authority to Increase Rates Charged for Water Service in its Los Angeles County Division by \$11,010,200 or 29.3% in July 2005, \$1,590,100 or 3.3% in July 2006, and \$1,798,600 or 3.6% in July 2007,  
**Commission Courtroom, State Office Building, 320 West 4<sup>th</sup> Street, Suite 500, Los Angeles, CA**  
**(also January 20 – 21 at 9:00 a.m.)**
- 1/19/05**  
4:30 p.m.  
ALJ Mattson  
Comr Peevey  
**A.04-06-024 (PPH)** - Application of Pacific Gas and Electric Company To Revise Its Electric Marginal Costs, Revenue Allocation, and Rate Design U 39 M,  
**Chico Public Library – Conference Room, 1108 Sherman Avenue, Chico, CA**  
**Also:**  
**2/1/05, 6:00 p.m., Commission Auditorium, 505 Van Ness Avenue, San Francisco, CA**  
**2/2/05, 7:00 p.m., Santa Rosa City Hall Council Chamber, 100 Santa Rosa Avenue, Santa Rosa, CA**  
**2/3/05, 7:00 p.m., Sheriff's Auditorium, 55 West Younger Avenue, San Jose, CA**  
**2/7/05, 4:00 p.m., Tulare Public Library – Centennial Room, 113 North F Street, Tulare, CA**
- 1/21/05**  
9:30 a.m.  
ALJ Economie  
Comr Brown  
**C.04-08-026 (EH)** - AT&T Communications of California, Inc. (U 5002 C), TCG Los Angeles, Inc. (U 5462 C), TCG San Diego (U 5389 C) and TCG San Francisco (U 5454C), Complainants, vs. Verizon California Inc. (U 1002 C), Defendant, and  
**C.04-09-001** - Telescope Communications, Inc. (U 6589 C), Wholesale Airtime, Inc. (U 5751 C), and Blue Casa Communications, LLC (U 6764 C), Complainants, vs. Verizon California, Inc. (U 1002 C), Defendant, and  
**C.04-09-010** - ACN Communication Services, Inc. (U 6342 C), Covad Communications Co. (U 5752 C), and Vycera Communications, Inc. (U 5477), Complainants, vs. Verizon California Inc. (U 1002 C), Defendant,  
**Commission Courtroom, San Francisco**
- 1/24/05**  
9:00 a.m.  
ALJ McVicar  
Comr Peevey  
**A.04-09-005 (EH)** - In the Matter of the Application of San Gabriel Valley Water Company (U337W) for Authority to Increase Rates Charged for Water Service in its Los Angeles County Division by \$11,010,200 or 29.3% in July 2005, \$1,590,100 or 3.3% in July 2006, and \$1,798,600 or 3.6% in July 2007,  
**Commission Courtroom, San Francisco**  
**(also January 25)**
- 1/25/05**  
11:00 a.m.  
ALJ Malcolm  
Comr Peevey  
**R.03-10-003 (PHC)** - Order Instituting Rulemaking to Implement Portions of AB 117 Concerning Community Choice Aggregation,  
**Commission Courtroom, San Francisco**
- 1/31/05**  
10:00 a.m.  
ALJ O'Donnell  
Comr Brown  
**A.04-02-026 (EH)** - Application of Southern California Edison Company (U 338-E) for Authorization: (1) to Replace San Onofre Nuclear Generating Station Unit Nos. 2 & 3 (SONGS 2 & 3) Steam Generators; (2) Establish Ratemaking for Cost Recovery; and (3) Address Other Related Steam Generator Replacement Issues,  
**Commission Courtroom, San Francisco**  
**(also February 1 – 4 and February 7 – 11) (Note: January 31 and February 7 at 10:00 a.m. and the remaining days at 9:30 a.m.)**

- 2/8/05**  
10:00 a.m.  
ALJ Malcolm  
Comr Kennedy  
**R.03-04-003 (FPH)** - Order Instituting Rulemaking on the Commission's Own Motion to Comply with the Mandates of Senate Bill 1563 regarding deployment of Advanced Telecommunications Technologies,  
**Commission Auditorium, San Francisco**
- 2/10/05**  
10:00 a.m.  
ALJ Malcolm  
Comr Brown  
**A.04-07-044 (EH)** - Application of Pacific Gas and Electric Company to Revise its Gas Rates and Tariffs to be Effective July 1, 2005 (U 39 G),  
**Commission Courtroom, San Francisco**  
**(also February 11 and February 14 – 16 at 9:00 a.m.)**
- 2/22/05**  
10:00 a.m.  
ALJ McKenzie  
Comr Brown  
**C.04-08-035 (EH)** - Hofmann Land Development Co., Complainant, vs. Pacific Bell Telephone Company dba SBC California, Defendant,  
**Commission Courtroom, San Francisco**  
**(also February 23 – 25)**
- 3/1/05**  
10:00 a.m.  
ALJ Vieth  
Comr Peevey  
**A.03-10-057 (PHC)** - In the Matter of the Application of the SOUTHERN CALIFORNIA WATER COMPANY (U 133 W) for an order authorizing it to increase rates for water service in 2004 in its Region 1 Customer Service Areas by \$179,200 or 2.62% in the Arden-Cordova CSA; \$93,400 or 1.98% in the Bay Point CSA; and \$115,900 or 4.55% in the Ojai CSA; and various other relief,  
**Commission Courtroom, San Francisco**
- 3/1/05**  
10:00 a.m.  
ALJ Koss  
Comr Peevey  
**C.04-06-032 (EH)** - E. Dennis Geary, Trustee of the Geary Family Trust Under Declaration of Trust Dated October 9, 1990, Complainant, vs. North County Transit District and Versaform Corporation, Defendants,  
**San Diego State Office Building, 1350 Front Street, Room B-107, San Diego, CA**  
**(also March 2)**
- 3/1/05**  
10:00 a.m.  
ALJ Malcolm  
Comr Peevey  
**R.04-03-017 (EH)** - Order Instituting Rulemaking Regarding Policies, Procedures and Incentives for Distributed Generation and Distributed Energy Resources,  
**Commission Courtroom, San Francisco**  
**(also March 2 - 4)**
- 3/3/05**  
3:00 p.m.  
ALJ Bushey  
Comr Brown  
**I.04-07-005 (TELEPHONIC – PHC)** - Investigation on the Commission's own motion into the operations and practices of Vycera Communications, Inc. (U-5477) and its officers and primary shareholders, Derek M. Gietzen and Thalia R. Gietzen, to determine whether respondents have violated the laws, rules and regulations governing the manner in which California consumers are switched from one telephone carrier to another and billed for telephone products or services,  
**Commission Room 5018, San Francisco**
- 3/7/05**  
10:00 a.m.  
ALJ Galvin  
Comr Kennedy  
**A.03-12-008 (EH)** - In the Matter of the Application of CALIFORNIA WATER SERVICE COMPANY (U 60 W), a corporation, for an order authorizing treatment of net proceeds from real property sales as subject to Public Utilities Code § 790 and for establishment of memorandum accounts to record net sales proceeds, and  
**A.04-08-017** - In the Matter of the Application of CALIFORNIA WATER SERVICE COMPANY (U 60 W), a corporation, for an order authorizing replacement of the operations center and customer center in the Chico District and treatment of their net sale proceeds as subject to Public Utilities Code § 790,  
**Commission Courtroom, San Francisco**  
**(also March 8)**
- 3/7/05**  
10:00 a.m.  
ALJ Bushey  
Comr Brown  
**I.04-07-005 (EH)** - Investigation on the Commission's own motion into the operations and practices of Vycera Communications, Inc. (U-5477) and its officers and primary shareholders, Derek M. Gietzen and Thalia R. Gietzen, to determine whether respondents have violated the laws, rules and regulations governing the manner in which California consumers are switched from one telephone carrier to another and billed for telephone products or services,  
**San Diego State Office Building, 1350 Front Street, Room B-107, San Diego, CA**  
**(also March 8 – 11)**

**3/10/05** **I.04-04-024 (PPH)** - Order Instituting Investigation into the Proposal of Sound Energy Solutions to Construct and Operate a Liquefied Natural Gas Terminal at the Port of Long Beach,  
3:00 pm & **Long Beach Public Library – Auditorium, 101 Pacific Avenue, Long Beach, CA 90822**  
7:00 p.m. **Also:**  
ALJ Malcolm **3/11/05, 3:30 p.m., Wilmington Senior Citizens Center - Main Auditorium Room, 1371 Eubank**  
ALJ Allen **Avenue, Wilmington, CA**  
Comr Brown

**3/14/05** **A.03-10-057 (EH)** - In the Matter of the Application of the SOUTHERN CALIFORNIA WATER  
9:00 a.m. COMPANY (U 133 W) for an order authorizing it to increase rates for water service in 2004 in its Region  
ALJ Vieth 1 Customer Service Areas by \$179,200 or 2.62% in the Arden-Cordova CSA; \$93,400 or 1.98% in the  
Comr Peevey Bay Point CSA; and \$115,900 or 4.55% in the Ojai CSA; and various other relief,  
**Commission Courtroom, San Francisco**  
**(also March 15 – 16)**

**3/21/05** **A.04-07-042 (EH)** - In the matter of the Application of Hillview Water Company (U 194-W) for authority  
9:00 a.m. to increase rates: In 2004 \$251, 233, or 28.32% above the revenues generated by present rates,  
ALJ Vieth **Commission Courtroom, San Francisco**  
Comr Kennedy **(also March 22 – 23)**

**4/26/05** **A.04-07-018 (EH)** - In the Matter of the Application of SOUTHERN CALIFORNIA WATER  
10:00 a.m. COMPANY (U 133-W), for an Order pursuant to Public Utilities Code Section 851 approving a  
ALJ Fukutome Reallocation Agreement with the City of Folsom, as directed by D.04-04-069,  
Comr Peevey **Commission Courtroom, San Francisco**  
**(also April 27 – 28)**

**5/17/05** **A.04-06-024 (PHC)** - Application of Pacific Gas and Electric Company To Revise Its Electric Marginal  
10:00 a.m. Costs, Revenue Allocation, and Rate Design U 39 M,  
ALJ Mattson **Commission Courtroom, San Francisco**  
Comr Peevey

**5/23/05** **A.04-06-024 (EH)** - Application of Pacific Gas and Electric Company To Revise Its Electric Marginal  
9:00 a.m. Costs, Revenue Allocation, and Rate Design U 39 M,  
ALJ Mattson **Commission Courtroom, San Francisco**  
Comr Peevey **(also May 24 – 27; May 30 – June 3; and June 6 – 10)**

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#### NOTICE OF DENIAL OF REQUEST FOR EX PARTE MEETING

*On September 20, 1996, the Commission adopted Resolution ALJ 169 regarding the “Filing of Notice of Denial of Request for Ex Parte Meeting.” The resolution implements an interim procedure whereby a party whose written request for an ex parte meeting with a Commissioner has been denied will be allowed to file a notice of such denial. Copies of Resolution ALJ 169 are available from the Commission’s Central Files Office at 505 Van Ness Avenue, Room 2002, San Francisco; telephone (415) 703-2045. Copies of tendered notices are available in the Central Files Office for review and/or reproduction under existing procedures. They are also available from the filing party who is under the obligation to provide copies of the notice without delay.*

NONE

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#### NOTICE OF ALL-PARTY MEETINGS (PU Code § 1701.3(c))

NONE



**NOTICE OF EX PARTE COMMUNICATIONS**

*Copies of tendered notices are available in the Central Files Office for review and/or reproduction under existing procedures. They are also available from the filing party who is under the obligation to provide copies of the notice without delay.*

11/19/04            R02-01-011            Order Instituting Rulemaking regarding the implementation of the suspension of direct access pursuant to Assembly Bill 1X and Decision 01-09-060.

**Summary:** On November 16, 2004, Eric Eisenman, Chief, Regulatory Relations, Pacific Gas and Electric Company (PG&E), met with Brian Prusnek, advisor to Cmmr. Kennedy, in San Francisco. Also present was David Rubin, Director of Service Analysis of PG&E. Written material (attached to the notice) was used. Eisenman reiterated PG&E's position that no exemptions from the cost responsibility surcharge (CRS) should be granted to municipal departing load. Eisenman stated that PG&E believes Cmmr. Lynch's alternate decision is the best proposal before the Commission. Rubin stated that the proposed decision and Cmmr. Peevey's alternate should be modified to correct the exemption cap amounts. Rubin explained that PG&E accepts that CRS exemptions are to be granted in situations where a city like Redding, Roseville, and Lodi annexes an area where it is expanding, and providing all city services, including electric service. Rubin noted that PG&E has an obligation to serve all customers, while municipal utilities and irrigation districts can selectively choose which customers to serve.

**Filer:** Pacific Gas and Electric Company

**Contact:** Michelle Brown

**Phone:** (415) 973-4662

**Email:** mtt3@pge.com

11/22/04            R02-01-011            Order Instituting Rulemaking regarding the implementation of the suspension of direct access pursuant to Assembly Bill 1X and Decision 01-09-060.

**Summary:** On November 17, 2004, Eric Eisenman, Chief, Regulatory Relations, Pacific Gas and Electric Company (PG&E), met with Cmmr. Peevey in San Francisco. Also present were Julie Fitch, advisor to Cmmr. Peevey, David Rubin, Director of Service Analysis of PG&E, and Michael Hoover, Director of Regulatory Affairs for Southern California Edison Company. Eisenman reiterated PG&E's position that no exemptions from the cost responsibility surcharge (CRS) should be granted to municipal departing load. Rubin added that any exemptions should only be for the Department of Water Resources power charge. Rubin stated that the Commission order should correct the exemption cap amounts. Rubin explained that PG&E accepts that CRS exemptions are to be granted in situations where a city like Redding, Roseville, and Lodi annexes an area where it is expanding, and providing all city services, including electric service. Rubin noted that PG&E has an obligation to serve all customers, while municipal utilities and irrigation districts can selectively choose which customers to serve.

**Filer:** Pacific Gas and Electric Company

**Contact:** Michelle Brown

**Phone:** (415) 973-4662

**Email:** mtt3@pge.com

11/23/04            R02-01-011            Order Instituting Rulemaking regarding the implementation of the suspension of direct access pursuant to Assembly Bill 1X and Decision 01-09-060.

**Summary:** **LATE FILED.** On November 17, 2004, Scott Blaising, counsel for the California Municipal Utilities Association (CMUA), left five separate telephone voicemail messages for Manuel Ramirez, advisor to Cmmr. Wood, Julie Fitch, advisor to Cmmr. Peevey, David Gamson, advisor to Cmmr. Brown, Brian Prusnek, advisor to Cmmr. Kennedy, and Michael Campbell, advisor to Cmmr. Lynch. Written material (attached to the notice) was used. Blaising indicated his understanding that a letter from certain members of the California Legislature had been 'faxed' to each of the Commissioners.

**Filer:** California Municipal Utilities Association

**Contact: Scott Blaising****Phone: (916) 682-9702****Email: blaising@braunlegal.com**

11/23/04

A04-03-035

Pacific Bell Telephone Company, dba SBC California, to modify D94-09-065 to enable SBC California to reduce prices to meet competition.

**Summary:** On November 18, 2004, Jose Jimenez, representing Cox California Telcom, L.L.C. (Cox), met with Tom Long, advisor to Cmmr. Lynch, Timothy Sullivan, advisor to Cmmr. Kennedy, and Peter Hanson, advisor to Cmmr. Brown in three separate meetings in San Francisco. Also present were Doug Garrett, representing Cox, and Ethan Sprague, representing Pac-West Telecomm, Inc. Jimenez, Garrett and Sprague stated that the draft decision denying the application serves the public interest, that the application was grounded in questionable application of the antitrust and unfair competition laws; and that the underlying facts regarding the state of competition have not changed sufficiently since the IRD decision was adopted to warrant such a broad exception to the imputation rules. Jimenez, Garrett and Sprague further stated that the use of a 'total of the floors approach' to promotional and new service offerings is generally reasonable; however, there are logistical challenges to computing 'location life' as part of the 'total of the floors' based on available data, and further thought needs to be given to applying the 'total of the floors approach' to bundled services.

**Filer: Cox California Telcom, L.L.C. and Pac-West Telecomm, Inc.****Contact: Lee Burdick Austin****Phone: (619) 233-3131****Fax: (619) 232-9316**

**Summary: LATE FILED.** On November 12, 2004, Jose Jimenez, representing Cox California Telcom, L.L.C., met with Jonathan Lakritz, advisor to Cmmr. Wood, in San Francisco. Also present was Ethan Sprague, Representing Pac-West Telecomm, Inc. Jimenez and Sprague stated that the draft decision denying the application serves the public interest, that the application was grounded in questionable application of the antitrust and unfair competition laws; and that the underlying facts regarding the state of competition have not changed sufficiently since the IRD decision was adopted to warrant such a broad exception to the imputation rules. Jimenez and Sprague further stated that the use of a 'total of the floors approach' to promotional and new service offerings is generally reasonable; however, there are logistical challenges to computing 'location life' as part of the 'total of the floors' based on available data, and further thought needs to be given to applying the 'total of the floors approach' to bundled services.

**Filer: Cox California Telcom, L.L.C. and Pac-West Telecomm, Inc.****Contact: Lee Burdick Austin****Phone: (619) 233-3131****Fax: (619) 232-9316**

**Summary: LATE FILED.** On November 9, 2004, Jose Jimenez, representing Cox California Telcom, L.L.C., met with Jonathan Lakritz, advisor to Cmmr. Wood, in San Francisco. Also present was Ethan Sprague, Representing Pac-West Telecomm, Inc. Jimenez and Sprague stated that the draft decision denying the application serves the public interest, that the application was grounded in questionable application of the antitrust and unfair competition laws; and that the underlying facts regarding the state of competition have not changed sufficiently since the IRD decision was adopted to warrant such a broad exception to the imputation rules. Jimenez and Sprague further stated that the use of a 'total of the floors approach' to promotional and new service offerings is generally reasonable; however, there are logistical challenges to computing 'location life' as part of the 'total of the floors' based on available data, and further thought needs to be given to applying the 'total of the floors approach' to bundled services.

**Filer: Cox California Telcom, L.L.C. and Pac-West Telecomm, Inc.****Contact: Lee Burdick Austin****Phone: (619) 233-3131****Fax: (619) 232-9316**

11/23/04

I02-11-040

Order Instituting Investigation into the Gas Market Activities of Southern California Gas Company, San Diego Gas & Electric Company, Southwest Gas Company, Pacific Gas and Electric Company, and Southern California Edison Company and their impact on the Gas Price Spikes experienced at the California Border from March 2000 through May 2001.

**Summary: AUGMENTATION REQUIRED.** On November 22, 2004, Marzia Zafar, CPUC Relations Manager for Southern California Gas Company (SoCalGas) and San Diego Gas & Electric Company, met with Belinda Gatti, advisor to Cmmr. Brown. Also present was Rami Kahlon, advisor to Pres. Peevey. E-mail (copy attached to the notice) was subsequently sent to Belinda Gatti and Rami Kahlon. Zafar discussed some of the flaws of the proposed decision (PD). Zafar discussed why the evidence does not support the PD's conclusion that SoCalGas knew in advance that congestion was going to occur at the California/Arizona border in the winter of 2000/2001. Zafar asked that the facts be reviewed objectively.

**Filer: Southern California Gas Company and San Diego Gas & Electric Company**

**Contact: Renee Le Camus**

**Phone: (415) 202-9986**

**Email: Rlecamus@semprautilities.com**

**Fax: (415) 346-3630**

11/24/04	A02-12-027	Southern California Gas Company, for authority to update its gas revenue requirement and base rates.
	A02-12-028	San Diego Gas & Electric Company (U 902-M), for authority to update its gas and electric revenue requirement and base rates.
	I03-03-016	Order Instituting Investigation on the Commission's own motion into the rates, operations, practices, service and facilities of Southern California Gas Company and San Diego Gas & Electric Company.

**Summary: AUGMENTATION REQUIRED.** On November 22, 2004, Lad Lorenz, Vice President of Regulatory Affairs for San Diego Gas & Electric Company (SDG&E) and Southern California Gas Company, initiated communications with David Gamson, advisor to Cmmr. Brown, and Ross LaJeunesse, advisor to Cmmr. Kennedy, by telephone and email. Lorenz stated that on November 22, 2004, SDG&E temporarily activated the Otay Mesa receipt point to receive 50 MMcf/d. Lorenz explained that this action was necessary to relieve potential constraints on the SDG&E system due to increased gas-fired electric generation demand created by the unscheduled SONGS outage coupled with high core demand due to a cold front.

**Filer: Southern California Gas Company and San Diego Gas & Electric Company**

**Contact: Renee Le Camus**

**Phone: (415) 202-9986**

**Email: Rlecamus@semprautilities.com**

**Fax: (415) 346-3630**

11/29/04	A02-12-027	Southern California Gas Company, for authority to update its gas revenue requirement and base rates.
	A02-12-028	San Diego Gas & Electric Company (U 902-M), for authority to update its gas and electric revenue requirement and base rates.
	I03-03-016	Order Instituting Investigation on the Commission's own motion into the rates, operations, practices, service and facilities of Southern California Gas Company and San Diego Gas & Electric Company.

**Summary: THIS IS AN AUGMENTED NOTICE OF AN EX PARTE COMMUNICATION THAT WAS FILED ON NOVEMBER 24, 2004, AND APPEARED IN THE CALENDAR OF DECEMBER 1, 2004.** On November 22, 2004, Lad Lorenz, Vice President of Regulatory Affairs for San Diego Gas & Electric Company (SDG&E) and Southern California Gas Company, initiated communications with David Gamson, advisor to Cmmr. Brown, and Ross LaJeunesse, advisor to Cmmr. Kennedy, by telephone and email. Copy of the email is attached to the notice. Lorenz stated that on November 22, 2004 SDG&E temporarily activated the Otay Mesa receipt point to receive 50 MMcf/d. Lorenz explained that this action was necessary to relieve potential constraints on the SDG&E system due to increased gas-fired electric generation demand created by the unscheduled SONGS outage coupled with high core demand due to a cold front.

**Filer: Southern California Gas Company and San Diego Gas & Electric Company**

**Contact: Renee Le Camus**

**Phone: (415) 202-9986**

**Email: Rlecamus@semprautilities.com**

**Fax: (415) 346-3630**

11/29/04            I02-11-040            Order Instituting Investigation into the Gas Market Activities of Southern California Gas Company, San Diego Gas & Electric Company, Southwest Gas Company, Pacific Gas and Electric Company, and Southern California Edison Company and their impact on the Gas Price Spikes experienced at the California Border from March 2000 through May 2001.

**Summary:** *THIS IS AN AUGMENTED NOTICE OF AN EX PARTE COMMUNICATION THAT WAS FILED ON NOVEMBER 23, 2004, AND APPEARED IN THE CALENDAR OF DECEMBER 1, 2004.* On November 22, 2004, Marzia Zafar, CPUC Relations Manager for Southern California Gas Company (SoCalGas) and San Diego Gas & Electric Company, met with Belinda Gatti, advisor to Cmmr. Brown, in San Francisco. Also present was Rami Kahlon, advisor to Pres. Peevey. E-mail (copy attached to the notice) was subsequently sent to Belinda Gatti and Rami Kahlon. Zafar discussed some of the flaws of the proposed decision (PD). Zafar discussed why the evidence does not support the PD's conclusion that SoCalGas knew in advance that congestion was going to occur at the California/Arizona border in the winter of 2000/2001. Zafar asked that the facts be reviewed objectively.

**Filer:** Southern California Gas Company and San Diego Gas & Electric Company

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11/29/04            R03-08-018            Order Instituting Rulemaking to review policies concerning intrastate carrier access charges.

**Summary:** On November 23, 2004, Richard Severy, Director of State Regulatory-Western Region, MCI, Inc. (MCI), met with Cmmr. Kennedy in San Francisco. Also present were Tim Sullivan and Karl Bemederfer, advisors to Cmmr. Kennedy, and William Harrelson, Senior Counsel for MCI. Severy emphasized the importance of reducing intrastate switched access rates quickly. Severy and Harrelson pointed out that the NIC and TIC are admittedly not cost based, and were put in place on a 'temporary' basis nine years ago, but unfortunately remain in place today. MCI representatives urged the Commission to eliminate the NIC and TIM completely and immediately, and stated that such action should not be deferred.

**Filer:** MCI, Inc.

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11/29/04            R04-04-003            Order Instituting Rulemaking to promote policy and program coordination and integration in electric utility resource planning.

**Summary:** On November 22, 2004, Sara Steck Myers, attorney for the Center for Energy Efficiency and Renewable Technologies (CEERT), met with Julie Fitch, advisor to Pres. Peevey, in San Francisco. Also present were Paul Clanon, Director, Paul Douglas, and Lisa Paulo, of the Energy Division, Dan Adler of the Division of Strategic Planning, and James H. Caldwell, Jr., Director of Renewable Policy for PPM Energy, LLP. Written material (attached to the notice) was used. Myers stated that CEERT fully supports the proposed decision's (PD) policy statements that reflected the environmental and diversity value of renewables procurement to the utilities' LTTPs and general electric generation procurement. Myers expressed concern that the findings made by the PD did not adequately address the shortcomings of the renewable procurement plans of Southern California Edison Company and Pacific Gas and Electric Company. Myers stated that CEERT believed that the PD had inappropriately deferred revisions to the utilities' renewable plans to another proceeding. Myers noted that an endless deferral of needed revisions of utility renewable procurement plans would undermine good faith reliance on Commission's directives, as well as effective regulation, and would place at risk the state's accelerated target of 20% renewable generation by 2010. Myers emphasized the need for integrated renewables procurement and transmission planning.

**Filer:** Center for Energy Efficiency and Renewable Technologies

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